# DEC 0 8 2003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Patent Application of: OCKENFUSS ET AL

Atty Docket No.: 78290 18-1 US

Art Unit: 2872

Examiner:

Filing Date: NOVEMBER 14, 2001

Confirmation No. 8535

Serial No. 10/004,142

ARNEL LAVARIAS

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Mail Stop Non-Fee Amendment Commissioner For Patents PO Box 1450 Alexandria, VA 22313-1450

### DECLARATION OF COMMON OWNERSHIP

Dear Sir:

United States Patent Application No. 10/004,142 filed November 14, 2001 and United States Patent No. 6,469,847 (Fan et al) filed August 22, 2000 and issued October 22, 2002, were at the time of the invention of United States Patent Application No 10/004,142 commonly owned by JDS Uniphase Corporation, see Reel/Frame 013811/0600 and 012026/0220, respectively.

Respectfully submitted,

CHARLES E. WANDS

Telephone: (321) 725-4760

In re Patent Application of: Ockenfuss ET AL.
Serial No. 10/004,142
Filed: November 14, 2001

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MS NON-FEE AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, on this 3 day of December, 2003.

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